



San Bernardino Associated Governments
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- San Bernardino County Transportation Commission •San Bernardino County Transportation Authority
•San Bernardino County Congestion Management Agency •Service Authority for Freeway Emergencies
-

AGENDA

Board of Directors Meeting

April 7, 2004

Start Time: 9:30 a.m.

LOCATION

Norman Feldheym Library, Mary Kellogg Room
555 Sixth Street, San Bernardino

Board of Directors

President

Bill Alexander, Mayor
City of Rancho Cucamonga

Kelly Chastain, Council Member
City of Colton

Gary Ovitt, Mayor
City of Ontario

Paul Cook, Council Member
Town of Yucca Valley

Vice-President

Paul Biane, Supervisor
County of San Bernardino

Mark Nuaimi, Mayor
City of Fontana

Pat Gilbreath, Council Member
City of Redlands

Dennis Hansberger, Supervisor
County of San Bernardino

Jim Nehmens, Mayor
City of Adelanto

Bea Cortes, Council Member
City of Grand Terrace

Kurt Wilson, Mayor Pro Tem
City of Rialto

Bill Postmus, Supervisor
County of San Bernardino

Edward (Ted) Burgnon, Council Member
Town of Apple Valley

James Lindley, Council Member
City of Hesperia

Judith Valles, Mayor
City of San Bernardino

Clifford Young, Supervisor
County of San Bernardino

Lawrence Dale, Mayor
City of Barstow

Larry McCallon, Mayor Pro Tem
City of Highland

Jim Bagley, Mayor
City of Twentynine Palms

Patti Aguiar, Supervisor
County of San Bernardino

Neal Hertzmann, Council Member
City of Big Bear Lake

Robert Christman, Council Member
City of Loma Linda

John Pomierski, Mayor
City of Upland

Anne Mayer, Caltrans
Ex-Officio Member

Eunice Ulloa, Mayor
City of Chino

Paul Eaton, Mayor
City of Montclair

Mike Rothschild, Council Member
City of Victorville

Norman R. King
Executive Director

Gwenn Norton-Perry, Council Member
City of Chino Hills

Rebecca Valentine, Council Member
City of Needles

Richard Riddell, Mayor
City of Yucaipa

**San Bernardino Associated Governments
County Transportation Commission
County Transportation Authority
County Congestion Management Agency
Service Authority for Freeway Emergencies**

Board of Directors

AGENDA

**April 7, 2004
9:30 a.m.**

Location:

Norman Feldheim Library, Mary Kellogg Room
555 Sixth Street, San Bernardino

To obtain additional information on any items, please contact the staff person listed under each item. You are encouraged to obtain any clarifying information prior to the meeting to allow the Board to move expeditiously in its deliberations. Additional meeting procedures and agenda explanations are attached to the end of this agenda.

Call to Order - 9:30 a.m.
(Meeting chaired by Mayor Bill Alexander)

- I. Attendance
- II. Announcements
- III. Agenda Notices/Modifications – Vicki Watson

Notes/Actions:

1. Possible Conflict of Interest Issues for the SANBAG Board Meeting of April 7, 2004. Pg. 8

Note agenda item contractors, subcontractors and agents, which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation on the appropriate item.

[brd0404z-aa.doc](#)

Consent Calendar

Consent Calendar items shall be adopted by a single vote unless removed by Board member request. Items pulled from the consent calendar will be brought up under Agenda Item 13.

Administrative Matters

2. **Board of Directors Attendance Roster** [brdatt04.doc](#) Pg. 10
3. **Procurement Report for February 2004** Pg. 14
Receive Monthly Procurement Report. **Susan Van Note**
This item was received by the Administrative Committee on March 10, 2004. [BRD0404a-svn.doc](#)
4. **San Bernardino Associated Governments (SANBAG) Annual Financial Audit** Pg. 16
Receive SANBAG's Annual Financial Audit for FY 2002/2003.
Susan Van Note
This item was unanimously received by the Administrative Committee on March 10, 2004. [BRD0404b-svn.doc](#)
5. **Measure I Public Information Consulting Services** Pg. 18
Approve Amendment No.1 to Contract 03-061 with Smith, Watts & Company to provide professional consulting services relative to Measure I public awareness program in an amount not to exceed \$40,000, as specified in the Financial Impact Section.
Kristine Leathers
This item was reviewed by SANBAG Counsel and the Administrative Committee on March 10, 2004, and was unanimously recommended for approval. [BRD0404a-kal.doc](#)

Subregional Transportation Planning & Prog.

6. **San Bernardino and Riverside Counties Truck and Recreational Vehicle Counting and Analysis Project** Pg. 24
Receive report regarding the completion of the San Bernardino and Riverside Counties Truck and Recreational Vehicle Counting and Analysis Project. **Andrew Green**
This item was reviewed by the Mountain/Desert Committee on February 20, 2004. [BRD0404A-ADG.DOC](#)

Consent Calendar Continued....**Subregional Transportation Planning & Prog. (Cont.)****7. US-395 Interim Project**

Pg. 26

1. Receive report regarding Caltrans District 8's intent to pursue an interim widening project along existing US-395, in addition to the Project Approval and Environmental Document (PA&ED) phase of the US-395 Corridor Project.

2. Approve allocation of \$1.4 million of federal Surface Transportation Program (STP) funds for the PA&ED Phase of the US-395 Interim Project, provided that it is supplemented by \$600,000 from the Cities of Adelanto, Hesperia, and Victorville, and the County of San Bernardino. **Deborah Barmack**

This item was reviewed by the Mountain/Desert Committee on March 19, 2004, and unanimously recommended for approval. This concept was developed in concert with technical representatives on March 15, 2004. [BRD0404A-DRB.DOC](#)

Project Development**8. Cooperative Agreement 04-052 with the City of Rancho Cucamonga establishing responsibilities and funding for remaining items related to SR 210 construction**

Pg. 30

Approve Cooperative Agreement 04-052 with the City of Rancho Cucamonga establishing project responsibilities and funding for remaining items related to SR 210 construction in an amount of \$361,478 as detailed in the Financial Impact Section.

Darren Kettle

This item was reviewed and unanimously recommended for approval by the Major Projects Committee on March 11, 2004. [brd0404c-dmk.doc](#)

Transit/Commuter Rail**9. Sale of Surplus Freight Depot Property Located on Spring Street in the City of Fontana**

Pg. 40

Find that the Freight Depot Property is no longer required for SANBAG use; (4/5ths vote required) and;

Approve sale of the Freight Depot Property to the Fontana Redevelopment Agency for the appraised value of Two Hundred and Seventy Thousand Dollars (\$270,000) subject to approval by SANBAG legal counsel of the Purchase & Sale Agreement Contract #04-057. **Mike Bair**

This item was reviewed and unanimously recommended for approved by the Commuter Rail Committee on March 10, 2004. [BRD0404a-mab.doc](#)

Consent Calendar Continued....**Transportation Programs & Fund Administration**

10. **Mountain Area Regional Transit Authority (MARTA) Transit Operating and Capital Plan (TOCP) Amendment and State Transit Assistance Fund (STAF) Allocation** Pg. 44

1. Approve amendment to MARTA's Fiscal Year 2004-2009 TOCP to reflect an increase in the final cost for construction of the Big Bear Maintenance Facility.
2. Adopt Resolution 04-020 rescinding a portion of the following STAF allocation number:

<u>Allocation Number</u>	<u>In the amount of</u>
01-03-MRT-B	\$ 7,761
02-04-MRT-B	\$ 5,816
03-03-MRT-B	\$15,000
04-02-MRT-B	\$30,000

For a total rescinded amount of \$58,577.

3. Adopt Resolution 04-021 authorizing STAF allocation number 04-11-MRT-B in the amount of \$77,596 for the increased cost of constructing the Big Bear Maintenance Facility.

Mike Bair

This item has not had prior policy review; however, is deemed ministerial in nature. [BRD0404a-vlb.doc](#)

DISCUSSION ITEMS**Regional & Quality of Life Programs**

11. **Los Angeles Economic Development Corporation (LAEDC)/Union Pacific Railroad (UP)/Burlington Northern Santa Fe Railroad (BNSF) and Southern California Regional Rail Authority (SCRRA) – Joint Venture Working Group** Pg. 52

- 1) Authorize the Chief Executive Officer of SCRRA, representing the five SCRRA member agencies including SANBAG, to enter into a joint venture pilot program with the LAEDC, UP and BNSF.
- 2) Approve allocation of SANBAG's \$26,000 share of the total \$133,000 public sector cost of the project (to be matched by \$267,000 from the BNSF and UP railroads) from SANBAG's FY 2003-2004 existing contribution to SCRRA.

Mike Bair/Ty Schuiling

The need for this item emerged from the SCRRA's March 12th Special Board Meeting. It has not been reviewed by a SANBAG policy committee. [BRD0404b-TS.doc](#)

Discussion Items Continued....

Program Support/Council of Governments Prog.

12. SCAG Regional Council Elections Pg. 54

Set the date of April 21, 2004, at the SANBAG Main Conference Room immediately following the April Plans and Programs Committee meeting, for SCAG Regional Council Elections for District 6, 8, and 10. **Deborah Barmack**

This item has had no prior policy committee review and is scheduled for review by the SANBAG Board of Directors on April 7, 2004. [BRD0404C-DRB.DOC](#)

Other Matters

13. Consent Calendar Items Pulled for Discussion

Items pulled from the consent calendar shall be taken under this item in the order they were presented on the calendar.

14. Agency Reports/Committee Memberships

Commuter Rail Report Pg. 56

Council Member Patricia Gilbreath

South Coast Air Quality Management Report

(Not Available at Time of Mailing)

Council Member Dennis Yates

SCAG Committees Pg. 60

SCAG Regional Council

SCAG Standing Committees

Administration Committee

Implementation Committee

Planning Committee

SCAG Policy Committees

Community, Economic and Human Development

Energy and Environment

Transportation and Communications

SANBAG Policy Committees Pg. 62

Acronym List [Acronym List.doc](#) Pg. 64

Public Comment

- 15. Additional Items from Board Members
- 16. Brief Comments by the General Public

CLOSED SESSION

Code Section 54957.6, Conference with Labor Negotiator Norm King regarding unrepresented employees.

- 17. SANBAG Salary and Classification Plans

Pg. 66

Approve amendment to the SANBAG Salary and Classification Plans providing adjustments for unrepresented employees.

This item will be reviewed by the Board of Directors on April 7, 2004. [BRD0404D-DRB.DOC](#)

ADJOURNMENT

Complete packages of the SANBAG agenda are available for public review at the SANBAG offices. Staff reports for items may be made available upon request. For additional information call, (909) 884-8276.

Meeting Procedures

The Ralph M. Brown Act is the state law which guarantees the public's right to attend and participate in meetings of local legislative bodies. These rules have been adopted by the San Bernardino Associated Governments (SANBAG) Board of Directors in accordance with the Brown Act, Government Code 54950 et seq., and shall apply at all meetings of the SANBAG Board of Directors and Policy Committees.

Accessibility

The SANBAG meeting facility is accessible to persons with disabilities. If assistive listening devices or other auxiliary aids or services are needed in order to participate in the public meeting, requests should be made through the Clerk of the Board at least three (3) business days prior to the Board meeting. The Clerk's telephone number is (909) 884-8276 and office is located at 472 N. Arrowhead Avenue, San Bernardino, CA.

Agendas – All agendas are posted at 472 N. Arrowhead Avenue, San Bernardino at least 72 hours in advance of the meeting. Staff reports related to agenda items may be reviewed at the SANBAG offices located at 472 N. Arrowhead Avenue, San Bernardino.

Agenda Actions – Items listed on both the "Consent Calendar" and "Items for Discussion" contain suggested actions. The Board of Directors will generally consider items in the order listed on the agenda. However, items may be considered in any order. New agenda items can be added and action taken by two-thirds vote of the Board of Directors.

Closed Session Agenda Items – Consideration of closed session items *excludes* members of the public. These items include issues related to personnel, pending litigation, labor negotiations and real estate negotiations. Prior to each closed session, the Chair will announce the subject matter of the closed session. If action is taken in closed session, the Chair may report the action to the public at the conclusion of the closed session.

Public Testimony on an Item – Members of the public are afforded an opportunity to speak on any listed item. Individuals wishing to address the Board of Directors or Policy Committee Members should complete a "Request to Speak" form, provided at the rear of the meeting room, and present it to the SANBAG Clerk prior to the Board's consideration of the item. A "Request to Speak" form must be completed for *each* item when an individual wishes to speak on. When recognized by the Chair, speakers should be prepared to step forward and announce their name and address for the record. In the interest of facilitating the business of the Board, speakers are limited to three (3) minutes on each item. Additionally, a twelve (12) minute limitation is established for the total amount of time any one individual may address the Board at any one meeting. The Chair or a majority of the Board may establish a different time limit as appropriate, and parties to agenda items shall not be subject to the time limitations.

The Consent Calendar is considered a single item, thus the three (3) minute rule applies. Consent Calendar items can be pulled at Board member request and will be brought up individually at the specified time in the agenda allowing further public comment on those items.

Agenda Times – The Board is concerned that discussion take place in a timely and efficient manner. Agendas may be prepared with estimated times for categorical areas and certain topics to be discussed. These times may vary according to the length of presentation and amount of resulting discussion on agenda items.

Public Comment – At the end of the agenda, an opportunity is also provided for members of the public to speak on any subject with SANBAG's authority. *Matters raised under "Public Comment" may not be acted upon at that meeting. The time limits established in Rule #4 still apply.*

Disruptive Conduct – If any meeting of the Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible, the Chair may recess the meeting or order the person, group or groups of person willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive conduct includes addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, or otherwise preventing the Board from conducting its meeting in an orderly manner. *Please be aware that a NO SMOKING policy has been established for SANBAG meetings. Your cooperation is appreciated!*

BOARD OF DIRECTORS ATTENDANCE ROSTER - 2004

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Patti Aguiar		X	X									
Bill Postmus	X	X										
Paul Biane	X	X	X									
Dennis Hansberger	X	X										
Clifford Young			X									
Jerry Eaves												
Lawrence E. Dale	X	X	X									
Neal Hertzmann	X	X	X									
Eunice Ulloa	X	X	X									
Gwenn Norton-Perry	X	X	*									
Kelly Chastain	X	X	X									
Mark Nuaimi	X	X	X									
Bea Cortes	X	X	X									
James Lindley	X	X	X									
Larry McCallon		X	X									
Brad Sundquist	X											
Edward (Ted) Burgnon		X	X									
Robert Christman	X	X	X									

X - indicates member attended meeting.

* - indicates alternate member attended meeting.

Crossed out box indicates member is not a Board Member.

** - indicates new member

BOARD OF DIRECTORS ATTENDANCE ROSTER – 2004

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Paul Eaton	X	X	X									
Rebecca Valentine	X	X	X									
Gary Ovitt	X	X	X									
Bill Alexander	X	X	X									
Pat Gilbreath	X	X	X									
Kurt Wilson	X	X	X									
Judith Valles	*	X	*									
Jim Bagley	X	X										
John Pomierski	X	X										
Mike Rothschild	X	X	X									
Dick Riddell	X	X	X									
Paul Cook	X	X	X									
Jim Nehmens	X	X	X									
Leonard Paulitz Ex-Officio Member/Alternate	X	X										
Anne Mayer Ex-Official Member	X	X	X									

X - indicates member attended meeting.

* - indicates alternate member attended meeting.

Crossed out box indicates member is not a Board Member.

** - indicates new member

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: San Bernardino and Riverside Counties Truck and Recreational Vehicle Counting and Analysis Project.

Recommendation:* Receive report regarding the completion of the San Bernardino and Riverside Counties Truck and Recreational Vehicle Counting and Analysis Project.

Background: In May 2002, the SANBAG Board of Directors approved Contract No. 03-004 in the amount of \$100,000 with Caltrans. The contract provided funding for truck and recreational vehicle counts and analysis at various specified desert locations in San Bernardino and Riverside Counties, as well as the collection of speed data.

In February 2003, the SANBAG Board approved Contract No. 03-032 with VRPA Technologies, Inc. to carry out the project. Over the last year, the consultant has collected data on the number of trucks and recreational vehicles at thirteen new locations and collected vehicle speeds on the major grades of State Routes 62 and 247 near the Town of Yucca Valley. Additionally, the consultant has incorporated existing data from Caltrans and the Twentynine Palms Marine Corps Air Ground Combat Center into the report. The goal of the study was to identify common truck and recreational vehicle routes, and military vehicle travel patterns that will be useful in projecting future travel demand and congestion relief.

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

Georgiena Vivian, Vice President, and Stacey Kurz, a Senior Transportation Specialist, of VRPA Technologies, Inc., made a presentation on the project to the Mountain/Desert Committee on February 20, 2004. Copies of the full report have been provided to effected jurisdictions.

Financial Impact: This item has no direct impact on the adopted SANBAG Budget. Funding for the project was provided through a state planning grant from Caltrans. Staff activities related to this item are consistent with the adopted SANBAG Budget, Task No. 0494100 – Mountain/Desert Planning and Project Development.

Reviewed By: This item was reviewed by the Mountain/Desert Committee on February 20, 2004.

Responsible Staff: Andrew Green
Transportation Planning Analyst

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: US-395 Interim Project

Recommendation:*

1. Receive report regarding Caltrans District 8's intent to pursue an interim widening project along existing US-395, in addition to the Project Approval and Environmental Document (PA&ED) phase of the US-395 Corridor Project.
2. Approve allocation of \$1.4 million of federal Surface Transportation Program (STP) funds for the PA&ED Phase of the US-395 Interim Project, provided that it is supplemented by \$600,000 from the Cities of Adelanto, Hesperia, and Victorville, and the County of San Bernardino.

Background:

Interim Project Need: As mentioned in the previous item, work on the US-395 corridor project from I-15 to Kramer Junction will resume in July 2004. While the long-term corridor efforts are essential, there are multiple short-term needs along the corridor as well. In an effort to address some of the needs, Caltrans District 8 is proposing a 16 mile interim project along US-395 from I-15 to approximately Desert Flower Road in the City of Adelanto. The project would widen US-395 to four lanes with a continuous median left turn lane. Some portions of US-395 in the Victor Valley are already widened to four lanes, but multiple gaps of two-lane highway still exist, which cause congestion problems and driver confusion. District 8 estimates the project will cost approximately \$41

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

million to construct, but the cost estimate will be refined during the project development phase.

Currently, District 8 is preparing the Project Study Report (PSR) for the project in order to commence work on the project and program future funds. They intend to begin PA&ED work on the project in July 2004 simultaneously with the PA&ED work on the US-395 corridor project. The PA&ED work on the interim project should be completed in approximately two and a half years with design, right-of-way purchase, and construction to follow. Thus, the project should be fully constructed well-before the completion of the PA&ED work on the long-term corridor project, which is estimated to take six or seven years alone.

STP Allocation: District 8 estimates the cost of PA&ED for the interim project will cost \$2 million. Initially, the District was going to re-program \$2 million of Interregional Program (IIP) funds from the corridor project to the interim project. However, it was made very clear at the meeting of the Eastern California Transportation Planning Partnership that the Partners were very leery of moving money off of the corridor project. In fact, it was quite clear that moving money from the corridor project could jeopardize the \$6 million of Regional Improvement Program (RIP) funds from the northern Partners. As a result, District 8 approached SANBAG staff to put together a financial plan for the PA&ED work.

SANBAG staff has identified \$1.4 million of federal STP funds to fund a portion of the PA&ED. The STP was originally programmed for the Needles Highway Project, but was reallocated by the SANBAG Board of Directors in December 2003, to Measure I Major Projects or other projects that could meet use-it-or-lost-it provisions, with the agreement that funds in TEA-3 would be allocated to the Needles Highway project. SANBAG staff recommends approval of the allocation.

SANBAG staff also met with technical representatives from the Cities of Adelanto, Hesperia, and Victorville, and the County of San Bernardino, to discuss a cost-sharing formula for the remaining \$600,000. Below is the cost-sharing proposal, which is based on a per mile share of US-395 within the project limits. Upon approval from the SANBAG Board, SANBAG staff will begin working with the local jurisdictions to develop agreements by which funds will be collected for the project. SANBAG plans to collect the funds in either a one-time

payment or withholding of Measure I Local Pass-Through Funds over several months, and disperse them to Caltrans when they are needed.

<u>Jurisdiction</u>	<u>Total Share</u>
Hesperia	\$93,750
County	\$56,250
Victorville	\$264,844
Adelanto	\$185,156
Total	\$600,000

Financial Impact: This item has no direct impact on the adopted SANBAG Budget. Staff activities associated with this item have a direct impact on current and future funding for the US-395 Interim Project, and are consistent with the adopted SANBAG Budget, Task No. 0494100, Mountain/Desert Planning and Project Development.

Reviewed By: This item was reviewed by the Mountain/Desert Committee on March 19, 2004, and unanimously recommended for approval. This concept was developed in concert with technical representatives on March 15, 2004.

Responsible Staff: Deborah Robinson Barmack
Director of Management Services

Minute Action

AGENDA ITEM _____

Date: April 7, 2004

Subject: Measure I Public Information Consulting Services

Recommendation:* Approve Amendment No.1 to Contract 03-061 with Smith, Watts & Company to provide professional consulting services relative to Measure I public awareness program in an amount not to exceed \$40,000, as specified in the Financial Impact Section.

Background: Staff recommends that SANBAG continue to utilize the professional consulting services of Smith, Watts and Company to assist with the Measure I public information program. The attached agreement is for a term through June 3, 2004. The agreement includes fees not to exceed \$40,000 for the term of the agreement. The scope of work for the consultant is specified in the amendment.

Sole Source: SANBAG Policy 11000.7.5, Sole Source Process, provides for sole source contracts in specific instances where the contractor possesses unique knowledge to complete a task. In this instance, Smith, Watts, and Company has an existing contract with SANBAG to provide consulting services for the extension of Measure I, and has consulted with SANBAG in the development of the current Measure I expenditure plan. Also, Smith, Watts, and Company acted as primary consultant to the Riverside County Transportation Commission in their successful

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

attempt to extend the Riverside County half-cent sales tax measure. If this contract were competitively selected, the resulting selection would likely result in the selection of the same contractor due to their familiarity of the SANBAG measure extension effort.

Financial Impact: The total amount for this amendment shall not exceed \$40,000, and is consistent with the FY 2003-04 SANBAG Budget and the proposed 2004-05 SANBAG Budget, Task No. 10400. Source of funds is Measure I Major Projects.

Reviewed By: This item was reviewed by SANBAG Counsel and the Administrative Committee on March 10, 2004, and was unanimously recommended for approval.

Responsible Staff: Kris Leathers, Director Intergovernmental and Legislative Affairs

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: Sale of Surplus Freight Depot Property Located on Spring Street in the City of Fontana

Recommendation:* Find that the Freight Depot Property is no longer required for SANBAG use; (4/5ths vote required) and,

Approve sale of the Freight Depot Property to the Fontana Redevelopment Agency for the appraised value of Two Hundred and Seventy Thousand Dollars (\$270,000) subject to approval by SANBAG legal counsel of the Purchase & Sale Agreement Contract #04-057.

Background: In 1991 SANBAG acquired the portion of the Southern Pacific (SP) Baldwin Park Branch located within San Bernardino County. This acquisition was part of a much larger purchase of railroad right of way throughout Southern California necessary for the implementation of commuter rail service. More than a year later, SANBAG reached agreement with the Atchison, Topeka and Santa Fe Railway to acquire the Pasadena Subdivision which is property over which the Metrolink service is operated today.

The SANBAG Board has adopted a policy to retain the former SP Baldwin Park Branch for future transportation purposes. The Board has also authorized the development of uses, such as a pedestrian and bicycle trail system, so long as there remains a 45-foot reservation for future rail purposes. In fact four years ago, SANBAG funded a joint trail system master planning effort with the corridor cities for the length of the Baldwin Park from the Los Angeles County Line to Riverside Avenue in Rialto.

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

Currently three cities (Upland, Rancho Cucamonga and Fontana) are actively pursuing the construction of portions of the trail system. A license agreement has been used with the cities of Upland and Fontana and a lease agreement was recently approved for the City of Rancho Cucamonga.

The license agreement with the City of Fontana covers the railroad right of way between Juniper Avenue and Palmetto Avenue. In addition, the agreement includes the use of the freight depot property located north of Spring Street and west of Sierra. Just recently, the Fontana Redevelopment Agency through its City offered to purchase the freight depot property. The SANBAG staff does not see a future use for the freight depot property as should a passenger rail service be implemented within the corridor, the most appropriate location for a station would be on the east side of Sierra Avenue adjacent to the City Civic Center. Thus, the staff is recommending a finding the freight depot property is no longer required for SANBAG use.

Pursuant to Government Code 25365, SANBAG may, by a 4/5ths vote, convey surplus property to the Fontana Redevelopment Agency. The Fontana Redevelopment Agency has obtained an appraisal for this property. The appraisal places a value of \$5.00 per square foot for the approximate 1.23 acre site (see attached map), resulting in a total value of \$270,000. The city's appraisal has been reviewed and found acceptable by LACMTA Real Estate.

The Fontana Redevelopment Agency has prepared a draft Purchase and Sale Agreement and it has been reviewed by SANBAG legal counsel. SANBAG has proposed changes to the draft agreement and it is not known at this time if a final Purchase and Sale agreement will be available prior to the April 7th Board meeting. Therefore, staff is recommending that the approval of Agreement 04-057 be subject to SANBAG legal counsel approval. Under the terms of the draft agreement, the Fontana Redevelopment Agency will make a payment of \$90,000 to SANBAG over the next three years.

Financial Impact: This item has no immediate impact on the adopted SANBAG budget. Revenues received from the Fontana Redevelopment Agency over the three-year period will be deposited in the SANBAG Rail Asset Account and made available for future rail capital projects.

Reviewed By: This item was reviewed and unanimously recommended for approved by the Commuter Rail Committee on March 10, 2004.

Responsible Staff: Michael Bair, Director of Transit and Rail Programs.

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: Procurement Report for February 2004

Recommendation:* Receive Monthly Procurement Report.

Background: The Board of Directors approved the Contracting and Procurement Policy (Policy No. 11000) on January 3, 1997. The Executive Director, or his designee, is authorized to approve Purchase Orders up to an amount of \$25,000. All procurements for supplies and services approved by the Executive Director, or his designee, in excess of \$5,000 shall be routinely reported to the Administrative Committee and to the Board of Directors.

Attached are the purchase orders in excess of \$5,000 to be reported to the Board of Directors for the month of February 2004.

Financial Impact: This item imposes no impact on SANBAG's FY 2002/03 Budget. Presentation of the monthly procurement report will demonstrate compliance with the Contracting and Procurement Policy (Policy No. 11000).

Reviewed By: This item was received by the Administrative Committee on March 10, 2004.

Responsible Staff: Susan Van Note, Chief Financial Officer

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

PURCHASE ORDERS ISSUED FOR FEBRUARY 2004

P.O. #	Vendor	Purpose	Sole Source Y/N	Amount
0474	TH Enterprises, Inc.	Network Equipment for Depot	N	\$ 7,424.15
0475	TH Enterprises, Inc.	Application Server & Software	N	\$ 6,853.58
0476	TH Enterprises, Inc.	Network Software	N	\$ 27,030.53
		TOTAL PURCHASE ORDERS ISSUED		\$ 41,308.26

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: Mountain Area Regional Transit Authority (MARTA) Transit Operating and Capital Plan (TOCP) Amendment and State Transit Assistance Fund (STAF) Allocation

- Recommendation:**** 1. Approve amendment to MARTA's Fiscal Year 2004-2009 TOCP to reflect an increase in the final cost for construction of the Big Bear Maintenance Facility.
2. Adopt Resolution 04-020 rescinding a portion of the following STAF allocation number:

<u>Allocation Number</u>	<u>In the amount of</u>
01-03-MRT-B	\$ 7,761
02-04-MRT-B	\$ 5,816
03-03-MRT-B	\$15,000
04-02-MRT-B	\$30,000

For a total rescinded amount of \$58,577.

3. Adopt Resolution 04-021 authorizing STAF allocation number 04-11-MRT-B in the amount of \$77,596 for the increased cost of constructing the Big Bear Maintenance Facility.

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

Background: MARTA began the Big Bear Maintenance Facility project in December 2000 with the acquisition of property on Fox Farm Road in the City of Big Bear Lake. Actual construction did not begin until January 2003 due to design changes required to ensure building met city/state code requirements. In October 2003 MARTA took occupancy of the facility and is now operating the Big Bear Valley portion of the operation out of that facility. Prior to the building of the facility MARTA's Big Bear operations work out of two locations. The new maintenance facility will allow for an efficient and effective operation of services in the Big Bear Valley area.

The California Code of Regulation specifies that an allocation and/or rescission of STAF allocation "shall be made by resolution, adopted by the governing board of the regional entity..." Further, SANBAG requires the transit operator to amend their TOCP to reflect changes in their operating and capital budget. **The MARTA Board of Directors approved amending the budget and TOCP at their March 15, 2004 Board meeting. (See Attachment A)**

Financial Impact: There is no financial impact on the SANBAG Budget. The item does provide the necessary funds to complete and close out the Big Bear Maintenance Facility project. Administration of STAF is consistent with the approved SANBAG Budget Task 0450201

Reviewed By: This item has not had prior policy review; however, is deemed ministerial in nature.

Responsible Staff: Michael Bair, Director of Transit and Rail Programs
Victoria Baker, Senior Transit Analyst

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: San Bernardino Associated Governments (SANBAG) Annual Financial Audit

Recommendation:* Receive SANBAG's Annual Financial Audit for FY 2002/2003.

Background: The Joint Powers Agreement creating SANBAG, as well as the Single Audit Act of 1984 and U.S. Office of Management and Budget (OMB) Circular A-133, requires that an annual audit be conducted of the financial statements of SANBAG and its affiliated organizations. This audit for Fiscal Year 2002/2003 has been conducted by the firm of McGladrey & Pullen, LLP.

The audit was comprised of four basic elements:

1. Audit of the SANBAG's General Purpose Financial Statements.
2. Audit of the State Transit Assistance Fund of the County of San Bernardino.
3. Audit of the Local Transportation Fund of the County of San Bernardino.
4. Single Audit in accordance with OMB Circular A-133 for SANBAG.

The purpose of the audit is to provide the users with an independent basis for relying on management's assertions. McGladrey supports the assertion that the statements are fairly presented in conformity with generally accepted accounting principles. This result is commonly referred to as an "unqualified" or "clean"

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

opinion. Additionally, SANBAG's investment advisor monitors SANBAG's investments to insure that they are invested to meet the goals of safety, liquidity, diversification and a reasonable market rate of return.

Due to the increase in receipt of funds, additional programs this year included in the Single Audit review process were Planning and Programming and Monitoring (SB45), Congestion Mitigation and Air Quality, Surface Transportation Program, Regional Improvement Program and the Transportation Enhancement Activities.

Financial Impact: This item has no direct impact on the SANBAG budget. The findings presented are the result of an audit performed by McGladrey & Pullen, LLP. The cost of the audit is not to exceed \$50,600 and is consistent with SANBAG's Fiscal Year 2003/2004 Budget. TN Indirect, Funding Source Allocation.

Reviewed By: This item was unanimously received by the Administrative Committee on March 10, 2004.

Responsible Staff: Susan Van Note, Chief Financial Officer

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: Los Angeles Economic Development Corporation (LAEDC)/Union Pacific Railroad (UP)/Burlington Northern Santa Fe Railroad (BNSF) and Southern California Regional Rail Authority (SCRRA) – Joint Venture Working Group.

Recommendation:^{*} 1) Authorize the Chief Executive Officer of SCRRA, representing the five SCRRA member agencies including SANBAG, to enter into a joint venture pilot program with the LAEDC, UP and BNSF.

2) Approve allocation of SANBAG's \$26,000 share of the total \$133,000 public sector cost of the project (to be matched by \$267,000 from the BNSF and UP railroads) from SANBAG's FY 2003-2004 existing contribution to SCRRA.

Background: Freight and passenger rail capacity within the region is insufficient to meet the projected demand in the next decade. The UP and BNSF railroads are relatively cash poor and, absent a partnership with the public sector, may be unwilling or unable to proactively address the projected rail capacity shortfalls. Left unresolved, this problem would affect trade from the Pacific Rim nations to much of the United States, passenger rail service within Southern California, and our own local economy as well. The SCRRA has proposed to enter into a joint venture pilot program with the railroads as proposed by the LAEDC, contingent upon SCRRA member agency approval. Approval of this item would signify SANBAG's acceptance of SCRRA's intention to contract with the LAEDC for this work using existing member agencies' contributions to the SCRRA.

This is not a planning effort. Instead, its focus is outreach and coalition-building, through engagement of both the public and private sectors, to facilitate financing

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

and development of regional trade corridor improvements such as the Alameda Corridor East grade separations, mainline rail capacity, and dedicated truck facilities. In summary, the LAEDC scope of work calls for:

- 1- Creation of a multi-modal/multi-jurisdictional project priority program for previously identified trade corridor congestion relief programs,
- 2- Identification of opportunities for public funding of trade corridor congestion relief, and advocate for them at the state and federal levels,
- 3- For the program costs not addressed by state and federal funds, development of alternative financing programs including fee based programs such as the Alameda Corridor,
- 4- Creation of a compelling case for the priority program based on economic development and other regional impacts such as jobs, congestion, and air quality, and
- 5- Outreach to public and private stakeholders and creation of a media program to support a focus on relief of trade congestion.

SCRRA has a vested interest in ensuring the long term adequacy of track capacity, but is also a joint powers authority of the County Transportation Commissions and could therefore serve as the contracting agency on behalf of the public transportation agencies. Under the proposal, each of the Metrolink agencies would contribute \$26,000 from its existing Fiscal year 2003-2004 SCRRA contributions to fund the public sector's 1/3 of the total project cost.

Financial Impact: This proposal would support SCRRA's use of \$26,000 of SANBAG's existing Fiscal Year 2003-2004 contribution to SCRRA to cover SANBAG's share of the project cost. It has no direct impact on SANBAG's adopted Fiscal Year 2003-2004 Budget.

Reviewed By: The need for this item emerged from the SCRRA's March 12th Special Board Meeting. It has not been reviewed by a SANBAG policy committee.

Responsible Staff: Mike Bair, Director of Transit and Rail Programs
Ty Schuiling, Director of Planning and Programming

Minute Action

AGENDA ITEM:_____

Date: April 7, 2004

Subject: Cooperative Agreement 04-052 with the City of Rancho Cucamonga establishing responsibilities and funding for remaining items related to SR 210 construction

Recommendation:* Approve Cooperative Agreement 04-052 with the City of Rancho Cucamonga establishing project responsibilities and funding for remaining items related to SR 210 construction in an amount of \$361,478 as detailed in the Financial Impact Section. TN 0436800.

Background: Construction of State Route 210 began in the City of Rancho Cucamonga in 1998 with the new freeway being opened to traffic in November 2002. As part of the construction over nearly five years, it was necessary to remove existing landscaping, re-cut slopes at existing streets to accommodate the new grade of freeway, and relinquish a former part of the old Route 30 to the City that was in a state of disrepair. Also during the later stages of construction and immediately following the opening of the freeway, several other issues arose that warranted a cooperative solution, specifically a protective screening at soccer fields abutting the freeway and a six-foot wall along a residential street on the north side of the 210. The City and SANBAG concluded that it would be appropriate to wait until the completion of the construction project to identify all the outstanding issues and then resolve those issues through a cooperative agreement.

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Approved
San Bernardino Associated Governments
Board of Directors

Date:
Moved: *Second:*
In Favor: *Opposed:* *Abstained:*

Witnessed: _____

This agreement is the vehicle for the remaining issues. The following is an explanation of what will be accomplished:

- Landscape Design, Construction and Repair – Estimated cost \$168,478. The majority of the landscape costs are for landscape design and construction at Haven Avenue and at Rochester Avenue. Haven Avenue has become one of Rancho Cucamonga's "Main Streets" and had (prior to construction of the 210) extensive landscaping. The estimated cost for design and construction to replace the landscaping at Haven is \$36,216. At Rochester Avenue, the new grade of the freeway required the elimination of existing landscape on both the northwest and southeast quadrants of the Rochester Avenue/SR 210. The slope to the city street on the northwest quadrant also had to be re-cut to accommodate a widened Rochester Avenue. The new slope is at such an angle that standard softscape landscaping is difficult to maintain so the city requested that SANBAG fully fund both the hardscape and softscape elements of the project. After lengthy discussion SANBAG agreed to cover 50% of hardscape component of the project with the city to fund the remaining 50%. SANBAG's total estimated cost for work including design and construction at Rochester is \$107,462. The remaining \$24,800 is for small projects where landscaping and irrigation was damaged during construction.
- Six-Foot wall along North side of Freeway – Estimated SANBAG contribution \$100,000. At the time of community meetings prior to construction of the 210, SANBAG displayed preliminary renderings of the freeway through Rancho Cucamonga. These preliminary renderings showed that there was a potential that soundwalls might be constructed along this segment of the freeway. Subsequent noise analysis concluded that soundwalls would not be necessary so walls were not constructed as part of the project. However, it is safe to say that based on the preliminary renderings expectations had been created with residents neighboring the freeway. The City and SANBAG have agreed to share the cost of constructing the six-foot wall that has minimal noise attenuation affect but will serve as a visual screen and provide increased safety to the residents.
- Repair of relinquished Highland Avenue – Estimated cost \$40,000. State law requires when highways are relinquished to a local jurisdiction that the facility be a state of good repair. The segment of Highland Avenue was closed during construction and was used for staging for construction of the 210. Highland Avenue has since been relinquished to the City. Prior to the City reopening Highland Avenue, it is necessary to put the street back into a "state of good repair." SANBAG and the City have agreed that the estimated cost for an asphalt overlay for this segment of Highland Avenue is \$40,000 and will be performed by the City.
- Cucamonga/Sapphire Trail and Bike Path striping and signage – Estimated cost \$3,000. Prior to the construction of the freeway, this trail followed Cucamonga creek channel, however with the freeway construction over

the channel, the trail must now “jog” over to new Sapphire bridge and rejoin the trail south of 19th street. Because the city had received grant funds for the trail that carried with it requirements for striping and signage, it is necessary to stripe and sign this stretch of the new trail.

- Beryl Park/Soccer Fields Screening – Estimated SANBAG contribution is \$50,000. While a soundwall has been constructed along this stretch of the freeway, it is not high enough to prevent errant soccer balls coming from the soccer fields and ending up on the freeway. SANBAG and the City have agreed to share the cost of a safety screening net estimated to cost \$100,000.

All projects will be undertaken by the City which has agreed to inform SANBAG of the completion of the projects funded through this agreement.

Financial Impact: The total cost of this agreement to SANBAG is \$361,478 and is consistent with the SANBAG 2003/04 fiscal year budget. Funding Source is SANBAG Measure I Valley Major Projects funds.

Reviewed By: This item was reviewed and unanimously recommended for approval by the Major Projects Committee on March 11, 2004.

Responsible Staff: Darren Kettle, Director of Freeway Construction

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: SCAG Regional Council Elections

Recommendation:* Set the date of April 21, 2004, at the SANBAG Main Conference Room immediately following the April Plans and Programs Committee meeting, for SCAG Regional Council Elections for District 6, 8, and 10.

Background: Six city council members from San Bernardino County are elected to serve on the SCAG Regional Council representing districts within the county. The terms for individuals representing Districts 6, 8, and 10 expire at the conclusion of the May 2004 SCAG General Assembly. SANBAG, acting as the subregional agency, administers the elections in cooperation with SCAG. This item seeks to set the date of April 21, 2004, immediately following the SANBAG Plans and Programs Committee, for elections in the following districts:

District	Representing	Incumbent	Election Time
6	Colton, Grand Terrace, Loma Linda, Redlands, Yucaipa	LeeAnn Garcia City of Grand Terrace	1:30 PM
8	Fontana, Rialto	Deborah Robertson City of Rialto	2:00 PM
10	Chino, Chino Hills, Ontario	Gary Ovitt City of Ontario	2:30 PM

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

Financial Impact: This item has no immediate impact upon the SANBAG budget. Decisions and oversight provided by the bodies upon which selected individuals will serve have significant financial and organizational impact upon jurisdictions in San Bernardino County. SANBAG staff support for these activities is in the approved SANBAG budget in Task No. 0410400, Intergovernmental Relations

Reviewed By: This item has had no prior policy committee review and is scheduled for review by the SANBAG Board of Directors on April 7, 2004.

Responsible Staff: Deborah Robinson Barmack
Director of Management Services

Minute Action

AGENDA ITEM: _____

Date: April 7, 2004

Subject: SANBAG Salary and Classification Plans

Recommendation:* Approve amendment to the SANBAG Salary and Classification Plans providing adjustments for unrepresented employees.

Background: This item has been placed on the SANBAG Board of Directors agenda pending recommendations relative to amendments to the SANBAG Salary and Classification Plans.

Financial Impact: To be determined.

Reviewed By: This item will be reviewed by the Board of Directors on April 7, 2004.

Responsible Staff: Norm King, Executive Director

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

Minute Action

AGENDA ITEM 1

Date: April 7, 2004

Subject: Information Relative to Possible Conflict of Interest

Recommendation * : Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest.

Background: In accordance with California Government Code 84308, members of the SANBAG Board may not participate in the any action concerning a contract where they have received a campaign contribution of more than \$250 in the prior twelve months from an entity or individual, except for the initial award of a competitively bid public works contract. This agenda contains recommendations for action relative to the following contractors:

Item No.	Contract No.	Principals & Agents	Subcontractors
5	03-061	Smith, Watts & Company <i>DJ Smith</i>	None

Financial Impact: This item has no direct impact on the SANBAG budget.

Reviewed By: This item is prepared monthly for review by SANBAG Board and Committee members.

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Approved
San Bernardino Associated Governments
Board of Directors

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

AB	Assembly Bill
ACE	Alameda Corridor East
ACT	Association for Commuter Transportation
ADA	Americans with Disabilities Act
APTA	American Public Transportation Association
AQMP	Air Quality Management Plan
ATMIS	Advanced Transportation Management Information Systems
BAT	Barstow Area Transit
CAC	Call Answering Center
CALACT	California Association for Coordination Transportation
CALCOG	California Association of Councils of Governments
CALSAFE	California Committee for Service Authorities for Freeway Emergencies
CALTRANS	California Department of Transportation
CARB	California Air Resources Board
CEQA	California Environmental Quality Act
CHP	California Highway Patrol
CMAQ	Congestion Mitigation and Air Quality
CMP	Congestion Management Program
CNG	Compressed Natural Gas
COG	Council of Governments
CSAC	California State Association of Counties
CTA	California Transit Association
CTAA	Community Transportation Association of America
CTC	California Transportation Commission
CTC	County Transportation Commission
CTP	Comprehensive Transportation Plan
DMO	Data Management Office
DOT	Department of Transportation
E&H	Elderly and Handicapped
EIR	Environmental Impact Report
EIS	Environmental Impact Statement
EPA	United States Environmental Protection Agency
ETC	Employee Transportation Coordinator
FEIS	Final Environmental Impact Statement
FHWA	Federal Highway Administration
FSP	Freeway Service Patrol
FTA	Federal Transit Administration
FTIP	Federal Transportation Improvement Program
GFOA	Government Finance Officers Association
GIS	Geographic Information Systems
HOV	High-Occupancy Vehicle
ICMA	International City/County Management Association
ICTC	Interstate Clean Transportation Corridor
IEEP	Inland Empire Economic Partnership
ISTEA	Intermodal Surface Transportation Efficiency Act of 1991
IIP/ITIP	Interregional Transportation Improvement Program
ITS	Intelligent Transportation Systems
IVDA	Inland Valley Development Agency
JARC	Job Access Reverse Commute
LACMTA	Los Angeles County Metropolitan Transportation Authority
LNG	Liquefied Natural Gas
LTF	Local Transportation Funds
MAGLEV	Magnetic Levitation
MARTA	Mountain Area Regional Transportation Authority
MBTA	Morongo Basin Transit Authority
MDAB	Mojave Desert Air Basin

MDAQMD	Mojave Desert Air Quality Management District
MIS	Major Investment Study
MOU	Memorandum of Understanding
MPO	Metropolitan Planning Organization
MSRC	Mobile Source Air Pollution Reduction Review Committee
MTP	Metropolitan Transportation Plan
NAT	Needles Area Transit
OA	Obligation Authority
OCTA	Orange County Transportation Authority
OWP	Overall Work Program
PASTACC	Public and Specialized Transportation Advisory and Coordinating Council
PDT	Project Development Team
PPM	Planning, Programming and Monitoring Funds
PVEA	Petroleum Violation Escrow Account
RCTC	Riverside County Transportation Commission
RDA	Redevelopment Agency
RFP	Request for Proposal
RIP	Regional Improvement Program
ROD	Record of Decision
RTAC	Regional Transportation Agencies' Coalition
RTIP	Regional Transportation Improvement Program
RTP	Regional Transportation Plan
RTPA	Regional Transportation Planning Agencies
SB	Senate Bill
SAFE	Service Authority for Freeway Emergencies
SANBAG	San Bernardino Associated Governments
SCAB	South Coast Air Basin
SCAG	Southern California Association of Governments
SCAQMD	South Coast Air Quality Management District
SCRRA	Southern California Regional Rail Authority
SED	Socioeconomic Data
SHOPP	State Highway Operations and Protection Program
SOV	Single-Occupant Vehicle
SRTP	Short Range Transit Plan
STAF	State Transit Assistance Funds
STIP	State Transportation Improvement Program
STP	Surface Transportation Program
TAC	Technical Advisory Committee
TCM	Transportation Control Measure
TCRP	Traffic Congestion Relief Program
TDA	Transportation Development Act
TEA	Transportation Enhancement Activities
TEA-21	Transportation Equity Act for the 21 st Century of 1997
TIA	Traffic Impact Analysis
TMC	Transportation Management Center
TMEE	Traffic Management and Environmental Enhancement
TOC	Traffic Operations Center
TOPRS	Transit Operator Performance Reporting System
TSM	Transportation Systems Management
USFWS	United States Fish and Wildlife Service
UZAs	Urbanized Areas
VCTC	Ventura County Transportation Commission
VVTA	Victor Valley Transit Authority
WRCOG	Western Riverside Council of Governments